

Johnson 2012

3. the judgment creditor represents on the record either orally or by written pleading the default of judgment debtor.
- E. Release. Upon receipt by the judgment creditor or by the Clerk on the judgment creditor's behalf of monies sufficient to fully satisfy the judgment, any accrued interest and costs, the judgment creditor shall immediately prepare and obtain a court order releasing the applicable garnishment order and shall forward a copy to the garnishee-defendant(s).

LR41 - SC00 - 017. Post-judgment Order to Self Employed / Other Judgment Debtor (s).

- A. General Procedure. Post-judgment order to self employed and other judgment debtors are available pursuant to T.R. 69(E) and I.C. 34-1-44-7 upon the filing of a verified motion for proceedings supplemental by the judgment creditor.
- B. Hearing Before Judge Or Magistrate. All motions for a court order requiring the judgment debtor (s) to apply specified or unspecified property towards the satisfaction of the judgment pursuant to T.R. 69 (E) (3) or I.C. 34-1-44-7 shall be set for hearing before a Judge or the Magistrate.

LR41 - SC00 - 018. Writs.

- A. General Procedure. Writs to enforce the Court's orders or in aid of its jurisdiction are generally available as set forth in T.R. 70 (A) and Title 34 of the Indiana Code.
- B. Writs Of Execution For Delivery Of Possession Of Real Estate. Except by order of the Court for good cause shown, no writ of execution for delivery of possession of real estate shall issue before one (1) calendar week has expired after entry of the underlying judgment by the Court.

LR41 - SC00 - 019. Bankruptcy.

- A. BANKRUPTCY OF JUDGMENT DEBTOR. All Court action, including pending collection proceedings, will be stayed as to any judgment debtor:
1. who files with the Court in each relevant action one (1) copy of the bankruptcy court's notice of relief; or
 2. whose attorney files with the Court in each relevant action a motion for stay reciting the prior filing of bankruptcy by the judgment debtor and resultant stay of all proceedings by the bankruptcy court, including the cause number and court of the bankruptcy.

BOND SCHEDULE

LR41 - CR00 - 020. Scope of the Johnson County Court Bail Bond Schedule.

- A. The Johnson County Court Bail Bond Schedule shall apply to all persons charged with offenses in Johnson County, unless otherwise endorsed upon a warrant or ordered by the Circuit, Superior or City Courts of Johnson County.
- B. The Johnson County Court Bail Bond Schedule does not apply to any juvenile detainees or offenders.
- C. This bond schedule supersedes any general schedules relating to bail or bonds previously issued by the Johnson County Circuit, Superior, or City Courts.

LR41 - CR00 - 021. Effective Date.

This order shall become effective the date of this Order, and shall remain in full force and effect until modified or amended by subsequent Order of the Johnson County Courts.

LR41 - CR00 - 022. Review.

All bail bonds fixed pursuant to this standard schedule shall be subject to review by a judicial officer upon the written request or either party.

LR41 - CR00 - 023. Type.

- A. The bail bond amounts listed herein refer to cash or surety bonds only.
- B. No ten percent (10%) cash bonds shall be permitted.
- C. All cash bail bonds shall be considered a personal asset of the Defendant, and shall be held in trust by the Court Clerk to be applied towards payment of the Defendant's fines, court costs, restitution, judgments and / or other fees which may be assessed by the Courts during the course of the proceedings.

LR41 - CR00 - 024. Bond Schedule.

The standard minimum bail bond in criminal cases shall be set as follows:

OFFENSE	BOND AMOUNT
Murder	None.
Class A Felony.	\$50,000.00
Class B Felony.	\$20,000.00
Class C Felony.	\$8,000.00
Class D Felony.	\$3,000.00
Class A Misdemeanor.	\$1,000.00
Class B Misdemeanor	\$1,000.00
Class C Misdemeanor	\$1,000.00

LR41 - CR00 - 025. Other Pending or Prior Charges.

- A. **Probation / Parol:** If the Defendant is presently out on bail or bond for a pending criminal charge, is on probation, or is on parole, the bail amount to be posted on the new charge shall be double the amount stated in the standard bail bond schedule.
- B. **Domestic Violence:** In situations where the Defendant has been arrested for a Second Offense involving allegations of Domestic Violence, the Defendant shall be held without bond, until the appropriate bond amount is determined by a judicial officer at the Defendant's first court appearance. (This section applies only if the Defendant has been previously arrested for, or convicted of, an offense involving domestic violence.)

LR41 - CR00 - 026. Multiple Charges.

If the Defendant is being arrested or detained for more than one (1) offense, then bail under this standard schedule shall be established as follows.

- A. All Felony and A Misdemeanor offenses shall be the aggregate amount of the offenses charged.
Example: If the Defendant is charged with the offenses of: Burglary as a Class C Felony; Theft as Class D Felony; and, Resisting Law Enforcement as a Class A Misdemeanor, the bail would be the total of: \$8,000.00 + \$3,000.00 + \$1,000.00 = \$12,000.00.
- B. All Class B and C Misdemeanors shall be concurrent and grouped into one bond amount of \$1,000.00.
Example: If the Defendant is charged with offenses of: Resisting Law Enforcement as a Class A Misdemeanor; Public Intoxication as a Class B Misdemeanor; and, Battery as a Class B Misdemeanor, the bail would be the total of: \$1,000.00 on the A Misdemeanor + \$1,000.00 on the two B Misdemeanors = \$2,000.00.

LR41 - CR00 - 027. Intoxicated Defendants.

The Sheriff of Johnson County or his / her designee, shall have the express authority to detain a person under the influence of intoxicating beverages or drugs until such time as that person may be safely released without being a danger to himself / herself or others.

RULES FOR COURT REPORTERS

LR41 - AR15 - 028: Scope.

These rules apply in the Johnson County Circuit Court; the Johnson County Circuit Court, Juvenile Division; Johnson Superior Court 1; Johnson Superior Court 2; Johnson Superior Court 3; and the Johnson County Magistrate Court.

LR41 - AR15 - 029: Definitions.

The following definitions shall apply under these local rules:

- A. **Additional documents** means the documents required by Indiana Rules of Appellate Procedure 28(A) and 29 which are not actually a portion of the text of court proceedings, including, but not limited to, the Title Page, Covers, and Table(s) of Contents.